

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

E-FILED

Date \_\_\_\_\_

UNITED STATES OF AMERICA,

Plaintiff,

CRIMINAL NO. 10-20705

HONORABLE ROBERT H. CLELAND

- vs -

D-1 FATIMA TOUFAILI,

Defendant.

\_\_\_\_\_ /

**STIPULATED PRELIMINARY ORDER OF FORFEITURE**

Plaintiff, by and through its attorneys, BARBARA L. McQUADE, U.S. Attorney for the Eastern District of Michigan, and LINDA AOUATE, Assistant U.S. Attorney, together with Defendant, FATIMA TOUFAILI, ("Defendant") by and through her attorney, JOAN E. MORGAN, ESQ., hereby submit this Stipulated Preliminary Order of Forfeiture:

WHEREAS, a Superseding Information ("the Information") was filed on or about April 8, 2011, which charged Defendant with violating 18 U.S.C. § 1343 (Wire Fraud);

WHEREAS, Defendant entered into a Rule 11 Plea Agreement and agreed to the entry of a forfeiture money judgment against her, in favor of the United States, in the amount of \$140,000 in U.S. Currency, as property constituting proceeds of her 18 U.S.C. § 1343 violation;

NOW, THEREFORE, based upon the Information, Defendant's agreement to forfeiture, and other information in the record:

IT IS HEREBY ORDERED THAT a money judgment in the amount of \$140,000 is granted and entered against Defendant, in favor of the United States of America, such amount represents proceeds obtained from Defendant's offense;

IT IS FURTHER ORDERED that pursuant to Fed.R.Crim.P. 32.2(b)(4)(A) and (b)(4)(B) this Stipulated Preliminary Order of Forfeiture shall become final upon entry, be made part of Defendant's sentence and included in the judgment, and shall not be the subject of ancillary proceedings given that the forfeiture consists entirely of a money judgment;

IT IS FURTHER ORDERED that any unpaid balance of the money judgment may be satisfied through the forfeiture of any property of Defendant as substitute property by operation of 21 U.S.C. §853(p)(1) and (p)(2); and

IT IS FURTHER ORDERED that the Court shall retain jurisdiction to enforce this Order and to amend it as necessary pursuant to Fed.R.Crim.P. 32.2(e).

Agreed upon as to form and substance:

BARBARA L. McQUADE  
United States Attorney

s/Linda Aouate  
LINDA AOUATE [P-70693]  
Assistant United States Attorney  
211 W. Fort Street, Suite 2001  
Detroit, MI 48226  
Phone: (313) 226-9587  
[Linda.aouate@usdoj.gov](mailto:Linda.aouate@usdoj.gov)  
Dated: 11/10/2011


s/Joan E. Morgan  
JOAN E. MORGAN, ESQ. [P-34482]  
Attorney for Defendant TOUFALI  
2057 Orchard Lake Road  
Sylvan Lake, MI 48320  
Phone: (248) 335-9157  
[Joanmorgan127@comcast.net](mailto:Joanmorgan127@comcast.net)  
Dated: 11/4/2011

s/Fatima Houssein Toufaily (please see attached pg.)  
FATIMA HOUSSEIN TOUFALI, Defendant  
Dated: 11/4/2011

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**IT IS SO ORDERED.**

Dated: NOV 17 2011

  
HONORABLE ROBERT H. CLELAND  
United States District Judge

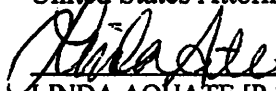
IT IS FURTHER ORDERED that pursuant to Fed.R.Crim.P. 32.2(b)(4)(A) and (b)(4)(B) this Stipulated Preliminary Order of Forfeiture shall become final upon entry, be made part of Defendant's sentence and included in the judgment, and shall not be the subject of ancillary proceedings given that the forfeiture consists entirely of a money judgment;

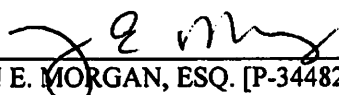
IT IS FURTHER ORDERED that any unpaid balance of the money judgment may be satisfied through the forfeiture of any property of Defendant as substitute property by operation of 21 U.S.C. §853(p)(1) and (p)(2); and

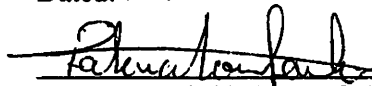
IT IS FURTHER ORDERED that the Court shall retain jurisdiction to enforce this Order and to amend it as necessary pursuant to Fed.R.Crim.P. 32.2(e).

Agreed upon as to form and substance:

BARBARA L. McQUADE  
United States Attorney

  
LINDA AOUATE [P-70693]  
Assistant United States Attorney  
211 W. Fort Street, Suite 2001  
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[Linda.aouate@usdoj.gov](mailto:Linda.aouate@usdoj.gov)  
Dated: 11-19-11

  
JOAN E. MORGAN, ESQ. [P-34482]  
Attorney for Defendant TOUFAILI  
2057 Orchard Lake Road  
Sylvan Lake, MI 48320  
Phone: (248) 335-9157  
[Joanmorgan127@comcast.net](mailto:Joanmorgan127@comcast.net)  
Dated: 11-4-11

  
FATIMA HOUSSEIN TOUFAILI, Defendant  
Dated: 11-4-11

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**IT IS SO ORDERED.**

Dated: \_\_\_\_\_

\_\_\_\_\_  
HONORABLE ROBERT H. CLELAND  
United States District Judge